

Application No. 10/064,129
Amendment dated October 31, 2006
Reply to Office Action of August 10, 2005

RD-28679-1

REMARKS

Claims 9, 11-17, 19, 24-25, 29-31, 33-34, and 53-54 are currently pending in the application. Claim 29 stands allowed.

Rejections under 35 U.S.C. §102

Claims 7-17, 19-22, 33, 34, 36-39, 41, 42, 44-47, 57, 59, 63, 65, 68-74, 76-79, and 81-84 are rejected under 35 U.S.C. 102(b) as being anticipated by De Backer et al. (US Patent 5,471,113). De Backer is cited as disclosing a gas discharge lamp including a tube filled with mercury vapor where the tube is coated with a phosphor blend including $\text{BaAl}_8\text{O}_{13}:\text{Eu}$ and $\text{Tb}_3\text{Al}_5\text{O}_{12}:\text{Ce}$.

Claims 7, 8, 17, 19-22, 24-28, 30, 31, 33, 34, 41, 42, 44-47, 49, 50, 52-55, 59-61, and 65-84 are rejected under 35 U.S.C. 102(e) as being anticipated by Juestek et al. (US 2002/0008462). Juestek et al. is cited as disclosing a gas discharge lamp including a tube filled with mercury vapor where the tube is coated with a phosphor blend including $\text{Ca}_5(\text{PO}_4)_3(\text{F},\text{Cl}):\text{Sb}_3, \text{Mn}; (\text{Sr},\text{Mg})_3(\text{PO}_4)_2:\text{Sn}; \text{Sr}_5(\text{PO}_4)_3(\text{F},\text{Cl}):\text{Sb}; \text{BaMgAl}_{10}\text{O}_{17}:\text{Eu}; \text{CeMgAl}_{11}\text{O}_{19}:\text{TB}$.

Claims 7-8, 10, 20-22, 26-28, 36-39, 41-42, 44-50, 52, 55, 57, 59-61, 63 and 65-84 have been newly canceled, thereby rendering the rejections to these claims as moot.

Applicant submits that neither De Backer nor Juestek teach each and every element of independent claims 9, 17, 24, 29, 30, 33 and 53. For at least these reasons, Applicant submits that claims 9, 17, 24, 29, 30, 33 and 53 are not anticipated by De Backer or Juestek and are allowable for at least this reason. Moreover, due at least in part upon their dependency from independent claims 9, 17, 24, 29, 30, 33 and 53, Applicant submits that dependent claims 11-16, 19, 25, 30-31, 34, and 54 are similarly allowable.

In view of the above, it is submitted that the claims are patentable and in condition for allowance. Reconsideration of the rejection is respectfully requested. If any

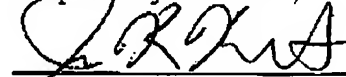
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additional fees for the accompanying response are required, Applicants request that this be considered a petition therefore. The Director is hereby authorized to charge any fees that may be required to Deposit Account 07-0868.

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Respectfully submitted,



Jason K. Klindtworth
Attorney for Applicant
Registration No. 47,211

General Electric Company
Building K1, Room 3A65
Niskayuna, New York 12309
Telephone: (518) 387-7360 or
(518) 387-7122